

JOSHUA A. SLIKER, ESQ.  
Nevada Bar No. 12493  
HILARY A. WILLIAMS, ESQ.  
Nevada Bar No. 14645  
**JACKSON LEWIS P.C.**  
300 S. Fourth Street, Ste. 900  
Las Vegas, Nevada 89101  
Telephone: (702) 921-2460  
E-Mail: [joshua.sliker@jacksonlewis.com](mailto:joshua.sliker@jacksonlewis.com)  
E-Mail: [hilary.williams@jacksonlewis.com](mailto:hilary.williams@jacksonlewis.com)

*Attorneys for Plaintiff  
Overhead Door Corporation*

**UNITED STATES DISTRICT COURT**

**DISTRICT OF NEVADA**

OVERHEAD DOOR CORPORATION, an  
Indiana corporation,

Plaintiff,

vs.

JARRAD PRIDA, an individual; TSC, INC.  
d/b/a Torsion Supply Company, a Nevada  
corporation,

Defendants.

Case No.: 3:22-cv-00102-MMD-CLB

**STIPULATION AND ORDER FOR  
PERMANENT INJUNCTION AND  
DISMISSAL**

Plaintiff Overhead Door Corporation (“Plaintiff” or “ODC”), by and through its counsel Jackson Lewis P.C., and Defendants Jarrad Prida (“Prida”) and TSC, Inc. d/b/a Torsion Supply Company (“TSC”) (together, “Defendants”), by and through their counsel Robison, Sharp, Sullivan & Brust, hereby stipulate and agree to this Court’s entry of a permanent injunction and dismissal of their respective claims as set forth in this Stipulation and Order for Permanent Injunction and Dismissal (the “Order”). The Parties further waive the entry of findings of fact and conclusions of law under Rules 52 and 65 of the Federal Rules of Civil Procedure, waive the right to appeal this Order, and agree to be bound by its terms, as follows:

1. The Court has subject matter jurisdiction over this dispute pursuant to 28 U.S.C. § 1331, and the Federal Defend Trade Secrets Act (18 U.S.C. § 1836). The Court has supplemental jurisdiction over ODC’s pendent state law claims pursuant to 28 U.S.C. § 1367(a) because they are so related to the claims in the suit within the Court’s original jurisdiction that they are part of the same case or controversy. The Court has personal jurisdiction over Prida because he is a citizen and

1 resident of the State of Nevada and regularly conducts business in Nevada. The Court has personal  
2 jurisdiction over TSC because it is a Nevada corporation with its principal place of business in  
3 Nevada.

4 2. Venue for this action is proper pursuant to 28 U.S.C. § 1391(b) because all or a  
5 substantial part of the events or omissions giving rise to the claims occurred in the judicial district  
6 for the United States District Court for the District of Nevada.

7 3. All substantive and procedural prerequisites to entry of this Stipulated Permanent  
8 Injunction, as well as its enforceability under and/or compliance with the Federal Rules of Civil  
9 Procedure, including Rule 65 of the Federal Rules of Civil Procedure, have been met and/or are  
10 hereby waived by the Parties.

11 4. On February 22, 2022, Plaintiff filed a Complaint and Request for Injunctive Relief  
12 alleging claims for: (i) trade secret misappropriation under the Defend Trade Secrets Act, 18 U.S.C.  
13 § 1831 et seq. against Defendants; (ii) trade secret misappropriation under the Nevada Uniform  
14 Trade Secrets Act, NRS § 600A.010 et seq. against Defendants; (iii) breach of contract against  
15 Defendant Prida; (iv) breach of the covenant of good faith and fair dealing against Defendant Prida;  
16 (v) breach of the fiduciary duty of loyalty against Defendant Prida; (vi) unjust enrichment against  
17 Defendants; and (vii) tortious/intentional interference with contractual relationships against  
18 Defendant TSC. ECF No. 1.

19 5. Additionally, on February 22, 2022, Plaintiff filed a Motion for Temporary  
20 Restraining Order (ECF No. 3) and Motion for Preliminary Injunction (ECF No. 4).

21 6. On February 23, 2022, Plaintiff filed a Motion to Conduct Early, Expedited  
22 Discovery in support to fits Motion for Preliminary Injunction (ECF No. 8), and Motion to Establish  
23 Expedited Briefing Schedule and Decision of the Motion (ECF No. 9).

24 7. Subsequently, the Court issued an order on February 23, 2022 directing that  
25 Defendants would have up to 10 days from service of Plaintiff's Motion for Temporary Restraining  
26 Order to file a response and that Plaintiff would have up to 5 days thereafter to file a reply. ECF  
27 No. 10.

28 8. Plaintiff served Defendants with the Court's Order (ECF No. 10) and Motion for

1 Temporary Restraining Order on February 23, 2022. ECF No. 11.

2 9. Defendants were served pursuant to FRCP 4 with the Summons and Complaint, and  
3 other filings, on February 27, 2022. ECF No. 16.

4 10. Counsel for Defendants entered a Notice of Appearance on March 1, 2022. ECF  
5 Nos. 14 and 15.

6 11. On March 4, 2022, the Parties entered into a stipulation extending the time for  
7 Defendants to file their response to Plaintiff's Motion for Temporary Restraining Order to March  
8 14, 2022, and for Plaintiff to file its reply in support to five (5) days thereafter. ECF No. 17. The  
9 Court granted the stipulation the same day. ECF No. 18.

10 12. On March 8, 2022, Defendants filed their Answer to Plaintiff's Complaint. ECF No.  
11 19.

12 13. On March 11, 2022, the Parties entered into a stipulated Temporary Restraining  
13 Order. ECF Nos. 21 and 26.

14 14. On July 7, 2022, the Parties reached a settlement of this matter following  
15 participation in a settlement conference with Magistrate Judge Robert McQuaid. As part of the  
16 settlement, the Parties have agreed to enter into a Stipulated Permanent Injunction on the terms and  
17 conditions set forth below.

18 15. Based on the stipulation of the Parties, the Court finds that the elements for  
19 permanent injunctive relief have been met and that this Order should be GRANTED and  
20 ENTERED.

21 16. Accordingly, the Court HEREBY ORDERS, ADJUDGES, and DECREES as  
22 follows:

- 23 a. Defendants, and those persons set forth in FRCP 65(d)(2), are ENJOINED from  
24 misappropriating ODC's confidential information and trade secrets, including  
25 any further possession, disclosure, or use of such information in accordance with  
26 Paragraph 7 of the Settlement Agreement and Release of All Claims (the  
27 "Settlement Agreement") between the Parties dated July 7, 2022. Such  
28 confidential information and trade secrets include, but are not limited to, the

1 definitions of “Trade Secrets” and “Confidential Information” set forth in the  
2 Settlement Agreement.

3 b. Defendants, and those persons set forth in FRCP 65(d)(2), are ENJOINED from  
4 competing with ODC, whether as an employee, consultant, owner, officer,  
5 director, partner or otherwise, either on behalf of themselves or any other person,  
6 firm, partnership, corporation, company, organization, association, or business  
7 entity in accordance with Paragraph 8 of the Settlement Agreement. For the  
8 avoidance of doubt, but not by way of limitation, Defendants agree that Prida’s  
9 ownership of, relationship with and activities on behalf of Defendant TSC are  
10 competitive with ODC.

11 c. Defendants, and those persons set forth in FRCP 65(d)(2), are ENJOINED from  
12 soliciting, diverting or otherwise interfering with ODC’s relationships with its  
13 current and/or potential customers in accordance with Paragraph 8 of the  
14 Settlement Agreement.

15 d. Defendants, and those persons set forth in FRCP 65(d)(2), are ENJOINED from  
16 soliciting, diverting or otherwise interfering with ODC’s relationships with its  
17 employees in accordance with Paragraph 8 of the Settlement Agreement.

18 e. Within seven (7) days of entry of this Stipulated Permanent Injunction by the  
19 Court, Defendants are ORDERED to permanently delete and purge all ODC  
20 trade secrets and Confidential Information in their possession, custody and  
21 control, including, but not limited to, all information and data Prida obtained  
22 from ODC during and after his employment with ODC and the ODC files  
23 identified in Defendants’ documents disclosures at bates numbers TSC000002-  
24 TSC000167. Defendants shall provide an affidavit certifying such deletion  
25 within seven (7) days of the Effective Date. Moreover, Defendants shall return  
26 all ODC property in their possession, custody and control within seven (7) days  
27 of the Effective Date.

28 17. With regard to the dismissal of this action, IT IS FURTHER ORDERED that all

claims asserted in this action for any form of relief are dismissed with prejudice, each party to bear their own fees and costs.

18. IT IS FURTHER ORDERED that, unless otherwise noted herein, the terms of the Permanent Injunct set forth in this Order shall remain in force until 11:59 p.m. Pacific Time on February 22, 2024.

19. IT IS FURTHER ORDERED that the expiration of the Permanent Injunction shall not effect or impair the validity or enforceability of the Settlement Agreement or any exhibits or attachments thereto.

20. IT IS FURTHER ORDERED that because this Order is agreed by the Parties, this Order shall be effective immediately without the need for Plaintiff to post any bond or security.

21. The Clerk of Court is directed to CLOSE THIS CASE.

Dated this 20th day of September, 2022.

JACKSON LEWIS P.C.

ROBISON, SHARP, SULLIVAN & BRUST

/s/ Joshua A. Sliker

/s/ Michael E. Sullivan

JOSHUA A. SLIKER, ESQ.

MICHAEL E. SULLIVAN, ESQ.

Nevada Bar No. 12493

Nevada Bar No. 5142

HILARY A. WILLIAMS, ESQ.

HANNAH E. WINSTON, ESQ.

Nevada Bar No. 14645

Nevada Bar No. 14520

300 S. Fourth Street, Ste. 900

71 Washington Street

Las Vegas, Nevada 89101

Reno, Nevada 89503

*Attorneys for Plaintiffs*

*Attorneys for Defendants*

**ORDER**

IT IS SO ORDERED:



United States District Court Judge

Dated: September 20, 2022